

July 21, 1987

REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL
IN THE MATTER OF THE NOVEMBER 3, 1987
MUNICIPAL ELECTION

Pursuant to your request at the Council meeting yesterday, we have drafted some new language for certain issues. we will discuss them below.

BOND ISSUES

Fist, as to the Balboa Park and Mission Bay Park Bond Issues, the Task Force, the City Manager and this office have concurred in a revision of the proposals. It is attached as Enclosure (1) to this report.

CHARTER AMENDMENT

Next, with respect to the Mayor and Mr. Gotch's suggestion regarding restrictions on park commercial development, please see Enclosure (2) to this report which sets forth suggested language which we believe accomplishes the intent of the proposal.

GANN LIMIT

As to the Gann Limit, the City Manager's staff and our staff have redrafted the proposal along the lines of your discussion yesterday. Please see Enclosure (3) to this report for the suggested language.

CIGARETTE TAX

Finally as to the cigarette tax issue, see Enclosure (4), which is a memorandum to Curtis Fitzpatrick from Ted Bromfield indicating a question with respect to the legality of the proposal raised by Counsel for the State Board of Equalization. Enclosure (5) is a draft of the proposal. However, in view of the position apparently taken by the Board's legal advisor and the shortness of time, we would recommend that the matter be referred back to Rules Committee and to this office for further analysis and report.

ORDER OF PROPOSITIONS

Some of your have asked about the order in which the propositions will appear on the ballot. The City Manager and I recommend as follows:

1. The Balboa Park and Mission Bay Park Bond Issues
2. The Charter Amendment
3. The Gann Limit

4. The Market Street Initiative
5. The Mission Bay Park Initiative
6. The Clean Air Initiative (if it qualifies or is otherwise placed on the ballot)
7. The La Jolla Valley - Question
8. The Cigarette Tax (if you are determined to go forward at this time)

Respectfully submitted,
JOHN W. WITT
City Attorney

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Enclosures (1)-(5)

RC-87-29